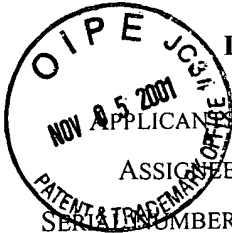


12-11-01

Attorney Docket No. 15966-789 (Cura-289)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Padigaru *et al.*
ASSIGNEE : CuraGen
SERIAL NUMBER : 09/844,861
EXAMINER : Not Yet Assigned
FILING DATE : April 27, 2001
ART UNIT : 1646
FOR : NOVEL PROTEINS AND NUCLEIC ACIDS ENCODING SAME

BOX MISSING PARTS

Assistant Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

1. Response to Notice to File Missing Parts (1 pg);
2. Copy of Notice to File Missing Parts (2 pgs);
3. Combined Declaration and Power of Attorney (2 counterparts) (10 pgs);
4. Petition for Extension of Time (1 pg);
5. Initial Paper Copy of Sequence Listing (71 pgs);
6. Initial Sequence Listing (1 diskette)
7. Statement in Support of Computer Readable Form Submission Under 37 CFR §1.821(f) (1 pg);
8. Preliminary Amendment (2 pgs);
9. Check No. 10717 in the amount of \$65.00 for surcharge and check No. 10718 in the amount of \$55.00 for a one-month extension of time; and,
10. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any additional fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 15966-789 (Cura-289). A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529
Cynthia Kozakiewicz, Reg. No. 42,764
Attorneys for the Applicant
c/o MINTZ, LEVIN
One Financial Center
Boston, Massachusetts 02111
Tel: (617) 542-6000
Fax: (617) 542-2241

Dated: November 5, 2001
TRA 1589732v1

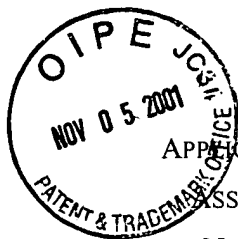


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PATENT TRADEMARK OFFICE

Express Mail Label No.: ET318103220US
Date of Deposit: November 5, 2001

Attorney Docket No. 15966-789 (CURA 289)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Padigaru *et al.*
ASSIGNEE : CURAGEN CORP.
SERIAL NUMBER : 09/844,861
EXAMINER : Not Yet Assigned
FILING DATE : April 27, 2001
ART UNIT : 1646
FOR : NOVEL PROTEINS AND NUCLEIC ACIDS ENCODING SAME

BOX MISSING PARTS

Assistant Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

In response to the Notice To File Missing Parts mailed August 9, 2001, Applicants submit herein an executed Combined Declaration and Power of Attorney and a check (#10717) in the amount of \$65.00 to cover the cost of the balance due by Applicants (including surcharge). Also enclosed is a Petition for a One-Month Extension of Time with check (#10718) in the amount of \$55.00. With the extension, the response is due on or before November 9, 2001.

Although applicant believes no additional fees are due with this filing, the Commissioner is authorized to charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311 (Reference No. 15966-789 (Cura-289)).

Should any questions or issues arise concerning this application, the Examiner is encouraged to contact the undersigned at the telephone number provided below.

Respectfully submitted,

Ivor R. Elrif, Reg. No. 39,529
Cynthia Kozakiewicz, Reg. No. 42,764
Attorneys for Applicants
c/o MINTZ, LEVIN
One Financial Center
Boston, Massachusetts 02111
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November 5, 2001



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/844,861	04/27/2001	Muralidhara Padigaru	15966-789 (Cura-289)

CONFIRMATION NO. 1375

MINTZ, LEVIN, COHN, FERRIS
GLOVSKY and POPEO, P.C.
One Financial Center
Boston, MA 02111

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FORMALITIES LETTER



OC00000006402824

Date Mailed: 08/09/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/14/2001 BABRAHA1 00000065 09844861

FILED UNDER 37 CFR 1.53(b)

01 FC:205

65.00 DP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600

- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspt.gov or patin3help@uspt.gov

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE